

**United States District Court**  
**EASTERN DISTRICT OF TEXAS**  
**SHERMAN DIVISION**

WAPP TECH LIMITED PARTNERSHIP	§	
and WAPP TECH CORP.	§	
	§	Civil Action No. 4:18-CV-00519
v.	§	Judge Mazzant
	§	
BANK OF AMERICA CORP.	§	

**ORDER**

Pending before the Court is Plaintiffs Wapp Tech Limited Partnership and Wapp Tech Corp.’s (collectively, “Plaintiffs”) Motion to Compel Discovery (Dkt. #62). Having considered the motion and the relevant pleadings, the Court finds that the motion should be denied.

On November 1, 2019, the Court entered its Scheduling Order to control the disposition of the above-referenced case (Dkt. #29). To address discovery disputes, the Scheduling Order states:

In the event the parties encounter a discovery dispute, no motions to compel may be filed until after the parties fulfill the “meet and confer” requirement imposed by this Court’s Local Rule CV-7(h). If the parties are unable to resolve the dispute without court intervention, the parties must then call the Court’s chambers to schedule a telephone conference regarding the subject matter of the dispute prior to filing any motion to compel.

(Dkt. #29 at p. 6). Here, Plaintiffs did not call chambers to schedule a telephone conference and thus did not follow the Court’s procedure under the Scheduling Order. As a result, Plaintiffs’ Motion to Compel should be denied.

It is therefore **ORDERED** that Plaintiffs’ Motion to Compel Discovery (Dkt. #62) is hereby **DENIED**.

**SIGNED this 23rd day of March, 2020.**

  
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AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE